

**AUBURN CITY COUNCIL
REGULAR SESSION AGENDA**

City Hall, Council Chambers
1225 Lincoln Way, Auburn, CA 95603

July 9, 2012

Closed Session 5:15 p.m.

Regular Session 6:00 p.m.

Meeting facilities are accessible to persons with disabilities. Requests for Assistive Listening Devices or other considerations should be made through the City Clerk's Office at (530) 823-4211, Ext. #112

CALL TO ORDER

ROLL CALL

By **MOTION** adjourn to a Closed Session under Government Code Section 54957.6

1. **Conference with Labor Negotiators:**
(G.C. 54957.6)

Agency Designated Representatives: Robert Richardson, Patrick Clark

Employee Group: Auburn Police Officers Association (APOA)

REPORT OUT OF CLOSED SESSION

PLEDGE OF ALLEGIANCE

**MAYOR'S COMMENDATIONS/PROCLAMATIONS/ACKNOWLEDGEMENTS/
ANNOUNCEMENTS**

AGENDA APPROVAL

This is the time set aside for council members and/or the public to ask for removal, postponement or a change to the listed sequence of an agenda item.

CONSENT CALENDAR

All matters listed under the Consent Calendar are considered to be routine in nature and will be approved by one blanket motion with a roll call vote.

There will be no separate discussion of these items unless persons request specific items to be removed from the Consent Calendar for discussion and

separate action. Any items removed will be considered after the motion to approve the Consent Calendar.

1. **Warrants** **Pages 5-8**

By **RESOLUTION** approve Warrants # 80034 through 80286 totaling \$1,085,869.47.
2. **Minutes** **Pages 9-22**

By **MOTION**, approve the minutes of June 11, 2012.
3. **Auburn Airport and Business Park Monument Sign – Notice of Completion** **Pages 23-26**

By **RESOLUTION**, authorize the recording of a Notice of Completion for the work performed by Vivid Signs, Inc. for the Auburn Airport and Business Park Monument Sign Project.
4. **Auburn Oaks Pump Station Upgrade Project - Award** **Pages 27-30**

By **RESOLUTION**, authorize the Director of Public Works to execute a construction contract with Gabe Mendez, Inc. for the Auburn Oaks Pump Station Upgrade Project in an amount not to exceed \$511,449.40.
5. **Hartford IRS Section 457(b) Plan Document Amendment** **Pages 31-84**

By **RESOLUTION**, authorize the City Manager or his designee to sign an amended agreement between the City of Auburn and the Hartford Life Insurance Company as it relates to the addition of a participant loan provision.
6. **Authorization to Accept a Staffing for Adequate Fire and Emergency Response (SAFER) FEMA Grant** **Pages 85-92**

By **RESOLUTION**, authorize the Fire Chief to accept a Staffing for Adequate Fire and Emergency Response (SAFER) FMEA Grant in the amount of \$681,900.00 and begin the recruitment process.
7. **Sale of Controlled Firearms** **Pages 93-98**

By **RESOLUTION**, authorize the Police Department to sell department controlled firearms and firearm related accessories that have been confiscated in accordance with state and federal laws to Gun Parts Sales of Reno, NV.

8. **City of Auburn ADA Transition Plan – Request for Proposals** **Pages 99-114**

By **MOTION**, authorize the Director of Public Works to release the Request for Proposals for the City of Auburn’s ADA Transition Plan.

***** End of Consent Calendar *****

9. **Public Comment**

This is the time provided so that the public may speak to the Council on any item not on this agenda. Please make your comments as brief as possible. The Council cannot act on items not included on this agenda; however, the items will be automatically referred to staff.

PUBLIC HEARING

10. **Weed Abatement Public Protest Hearing** **Pages 115-126**

Conduct a Public Hearing for the purpose of declaring public nuisance of those properties that have not complied with the Auburn Municipal Code, City Ordinance, Title IX, Chapter 95.03, “Notices to Remove: Default: Removal by City”. And, by **ABATEMENT ORDER**, authorize the Fire Chief to abate those properties that have been posted and notified as a public nuisance, and have not complied with “Notices to Remove”.

11. **A Public Hearing to Consider an Appeal of the Planning Commission’s Denial Recommendation of a General Plan Amendment and Rezone and Denial of a Use Permit and Tree Permit at 207, 211 & 215 Brook Road for El Toyon Institute, LLC.** **Pages 127-302**

A. By Resolution (**Exhibit D**) uphold the appeal, thereby approving the General Plan Amendment, Rezone, Use Permit and Tree Permit, based upon substantial evidence in the public record, which includes the following actions:

1. Adoption of a Mitigated Negative Declaration, prepared for the General Plan Amendment, Rezone, Use Permit & Tree Permit as the appropriate level of environmental review in accordance with the California Environmental Quality Act (CEQA) and Guidelines (**Exhibit E**);
2. Adoption of a Mitigation Monitoring and Reporting Plan (MMRP) implementing and monitoring all Mitigation Measures in accordance with the California Environmental Quality Act (CEQA) and Guidelines (**Exhibit F**);

3. Adoption of Findings of Fact to uphold the appeal and approve the General Plan Amendment, Rezone, Use Permit and Tree Permit as presented in the Staff Report; and,
4. Approval of the Use Permit and Tree Permit in accordance with the Conditions of Approval as presented in the Staff Report.

B. By Motion, introduce and hold a first reading, by title only, of an ordinance approving the Rezone from Residential Single Family, Minimum Parcel Size 10,000 to Open Space Conservation (OSC) for ±1.97 acres located at 211 Brook Road (**Exhibit G**);

COUNCIL BUSINESS

12. **City Email Policy** **Pages 303-308**

Discussion item; provide direction to staff.

13. **June 5, 2012 Election Results** **Pages 309-314**

By **RESOLUTION**, recite the fact of the Presidential Primary Election, held June 5, 2012, and declare the result and such other matters as provided by law.

14. **League of California Cities Annual Conference** **Pages 315-322**

By **RESOLUTION**, select a member of the City Council to be its voting delegate, and up to two alternate voting delegates at the 2012 League of California Cities Annual Conference.

REPORTS

15. **City Council Committee Reports**

The purpose of these reports is to provide information to the city council and public on projects and programs that are discussed at committee meetings. **No decisions are to be made on these issues.** If a council member would like formal action on any of these discussed items, it will be placed on a future city council agenda.

ADJOURNMENT

Materials related to an item on this Agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office, 1225 Lincoln Way, Room 8, Auburn, CA 95603 during normal business hours.